IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 26681 of 2007(B)

PETITIONERS:

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1. DR.MUHAMMED ANSARI P.M., PARAPPALLIL, K.E.ROAD, KANJIRAPPALLY.

2. SHAKEELA ANSARI, PARAPPALLIL, K.E.ROAD, KANJIRAPPALLY.

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS:

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1. KOTTAYAM DISTRICT CO-OPERATIVE BANK LIMITED, REPRESENTED BY ITS PRESIDENT, KOTTAYAM.

2. AUTHORISED OFFICER, KOTTAYAM DISTRICT CO-OPERATIVE BANK LIMITED, KOTTAYAM.

R1 & R2 BY ADV. SHRI SUNIL CYRIAC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 26681 OF 2007 B

Dated this the 7th September, 2007

JUDGMENT

Petitioners availed a loan. It was not repaid. Recovery Proceedings are taken under the Securitisation And Reconstruction of Financial Assets And Enforcement of Security Interest Act, 2002. Against Ext.P3 Notice, the second petitioner submitted Ext.P4. Heard the learned standing counsel appearing on behalf of the respondent Bank also. The Writ Petition is disposed of as follows:

There will be a direction to the second respondent to consider and take a decision on Ext.P4 in accordance with law. Till such time as a decision is taken and communicated to the petitioners, recovery proceedings shall be kept in abeyance.

K. M. JOSEPH, JUDGE

kbk.